

MAR 23 2006

MYERS BIGEL SIBLEY & SAJOVEC
Patent Attorneys
4140 Parklake Avenue, Suite 600, Raleigh, NC 27612
P.O. Box 37428, Raleigh, NC 27627
919-854-1400
Facsimile 919-854-1401

TELECOPIER TRANSMISSION
COVER SHEET

Date: March 23, 2006

File Number: 9022-30

Telecopier No.: 571-273-8300

To: Mail Stop Amendment
Examiner Frank I. Choi, GAU 1616
U.S. Patent and Trademark Office

From: Shawna Cannon Lemon

Number of Pages: 5

Return fax to: sef

If there is a problem with this transmission, please call (919) 854-1400. Our fax number is (919) 854-1401.

Re: Gupta et al., *Pharmaceutical Compositions of Fenretinide Having Increased Bioavailability and Methods of Using the Same*
Serial No. 10/010,914, Filed December 5, 2001

Attached is an Amendment responsive to the Office Action dated January 3, 2006.

CERTIFICATION OF FACSIMILE TRANSMISSION
UNDER 37 CFR § 1.8

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office via facsimile number 571-273-8300 on March 23, 2006.

Susan E. Freedman

Date of Signature: March 23, 2006

Confidentiality Note

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby prohibited. If you have received this telecopy in error, please immediately notify us by telephone and return the original message to us at the address above via the United States Postal Service. THANK YOU.

MAR 23 2006

Attorney Docket No. 9022-30

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Gupta et al.

Serial No.: 10/010,914

Filed: December 5, 2001

For: ***PHARMACEUTICAL COMPOSITIONS OF FENRETINIDE HAVING
INCREASED BIOAVAILABILITY AND METHODS OF USING THE SAME***

Confirmation No.: 6114

Group Art Unit: 616

Examiner: Frank I. Choi

Date: March 23, 2006

Mail Stop Amendment
Commissioner for Patents
Post Office Box 1450
Alexandria, Virginia 22313-1450

AMENDMENT

The present Amendment is in response to the Office Action dated January 3, 2006. Applicants respectfully request entry of this Amendment and allowance of the present application.

It is not believed that any fee(s), including fees for additional claims, are required, beyond those that may otherwise be provided for in documents accompanying this paper. In the event, however, that additional fees are necessary to allow consideration of this paper, such an extension is also hereby petitioned for under 37 C.F.R. §1.136(a). The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, to Deposit Account No. 50-0220.

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this document.

Remarks/Arguments begin on page 4 of this document.